



# County of San Diego

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## **STATEMENT OF PROCEEDINGS SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT HEARING BOARD THURSDAY, SEPTEMBER 21, 2017**

**9:00 a.m.**

### **ROLL CALL**

### **SWEARING OF WITNESSES BY CLERK**

### **ADMINISTRATIVE ITEM:**

- A. Approval of Minute Orders for September 07, 2017.

#### **ACTION:**

ON MOTION of Member Gabrielson, seconded by Acting Chair Tonner, the Air Pollution Control District Hearing Board approved the Minute Orders from September 07, 2017.

AYES: Tonner, Gabrielson, Alternate Member Gardner

ABSENT: Rodriguez, Rappolt, Smith

### **Petition No.**

- 4485 Air Pollution Control District, County of San Diego:** Requests Abatement Order against Respondent CITY OF SAN DIEGO. Requested Abatement Order is not intended to act as a Variance. The District alleges the odors from the municipal landfill operation at 5180 Convoy St. in San Diego causes a nuisance, and seeks an Abatement Order prohibiting the nuisance.

#### **ACTION:**

ON MOTION of Acting Chair Tonner, seconded by Member Gabrielson, the Air Pollution Control District Hearing Board accepted the Petitioner's copy of the signed Stipulated Abatement Order to be used as final draft.

AYES: Gabrielson, Tonner, Alternate Member Gardner

ABSENT: Rodriguez, Rappolt, Smith

#### **ACTION:**

ON MOTION of Member Gabrielson, seconded by Acting Chair Tonner, the Air Pollution Control District Hearing Board closed the hearing and based on testimony provided and evidence

submitted, the Board approved the attached Stipulated Abatement Order between the Air Pollution Control District, Petitioner, and the City of San Diego, Respondent based on the terms and conditions set forth in Section IV of the stipulated Abatement Order.

AYES: Gabrielson, Tonner, Alternate Member Gardner

ABSENT: Rodriguez, Rappolt, Smith

**PUBLIC COMMUNICATION:**

Opportunity for members of the Public to speak to the Board on any subject matter within the Board's jurisdiction, but not on an item on today's Agenda. (Five minutes total will be allocated; each speaker's presentation may not exceed one minute and may not relate to pending litigation.)

**ACTION:** No Public Speakers

**ASSISTANCE FOR THE DISABLED:**

Agendas and records are available in alternative formats upon request. Contact the Clerk's office at **(619) 531-5434 (voice) or (619) 531-4803 (TTY)**. Assistive Listening Devices (ALDs) are available from the Clerk of the Board in Room 402 prior to the meeting, and are to be returned at the end of the meeting. Individuals requiring sign language interpreters should contact the Americans with Disabilities Coordinator at **(858) 505-6521**, in advance of the meeting so that arrangements may be made. An area in the front of the chamber is designated for individuals requiring the use of wheelchair or other accessible devices.